



UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte STEPHEN W. COMISKEY and TIMOTHY H. MEYERS

Application No. 09/520,763

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 13, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matter requiring attention prior to docketing is identified below.

The applicant submitted an Amendment (C) on August 18, 2003 that has not been physically entered. However, the Examiner in the Final Rejection mailed September 16, 2003 noted that the amendment would be entered. This amendment needs to be physically entered.

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Accordingly, it is

ORDERED that the application is returned to the Examiner for physical entry of Amendment C, filed August 18, 2003 and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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